

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

**THE ORGANIC MEAT COMPANY,**

**Plaintiff,**

**VS.**

**J.F. O'NEILL PACKING COMPANY,  
INC., et al,**

## Defendants.

**8:06CV585**

## ORDER

This matter is before the court on the defendant, Dur-A-Flex, Inc.'s (Dur-A-Flex), Motion For Leave To File Amended Answer And Cross Claim Against Defendant Protective Industrial Flooring, Inc., (Filing No. 38) and defendant Carlson Floor Coatings' [sic] (Carlson) Motion To File Amended Answer and Cross-Claim To Protective Industrial Flooring's Third Party Complaint (Filing No. 39). Dur-A-Flex filed a proposed amended answer and cross claim as an attachment to its motion. **See** Filing 38-2. Carlson did not file its proposed amended answer and cross claim as a separate attachment<sup>1</sup> to the motion. None of the other parties to this action filed objections to either motion. Upon consideration,

**IT IS ORDERED:**

1. Dur-A-Flex's Motion For Leave To File Amended Answer And Cross Claim Against Defendant Protective Industrial Flooring, Inc., (Filing No. 38) is granted.
2. Dur-A-Flex shall have to on or before **October 25, 2007**, to file the amended answer and cross claim.

<sup>1</sup> A party who moves for leave to amend a pleading (including a request to add parties) shall file **as an attachment to the motion** an unsigned copy of the proposed amended pleading. NeCiv.R. 15.1(a)(emphasis added).

3. Carlson Floor Coatings' Motion To File Amended Answer and Cross-Claim To Protective Industrial Flooring's Third Party Complaint (Filing No. 39) is granted.

4. Carlson shall have to on or before **October 25, 2007**, to file the amended answer and cross claim.

DATED this 5th day of October, 2007.

BY THE COURT:

s/Thomas D. Thalken  
United States Magistrate Judge